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WESTERN DISTRICT OF TEXAS  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

BILLIE MERCER, INDIVIDUALLY §  
AND AS HEIR TO THE ESTATE OF §  
LARRY JACKSON, JR.; LARRY §  
MERCER, INDIVIDUALLY AND AS §  
HEIR TO THE ESTATE OF LARRY §  
JACKSON, JR., AND KIRSTEN §  
JACKSON, §  
PLAINTIFFS, §  
§  
V. § CAUSE NO. A-13-CA-830-LY  
§  
CHARLES KLEINERT AND THE CITY §  
OF AUSTIN, §  
DEFENDANTS. §

**ORDER OF DISMISSAL AND FINAL JUDGMENT**

Before the court in the above styled and numbered cause is Defendant City of Austin's Stipulation of Dismissal filed February 11, 2016 (Clerk's Document No. 94). By the stipulation, which is signed by each party's counsel of record, the parties agree that all conditions to their settlement agreement, which is included as an exhibit to the stipulation, have been fulfilled. Further, according to the agreement, the parties stipulate that the action be dismissed with prejudice to the refiling of Plaintiffs' claims. *See Fed. R. Civ. P. 41(a)(1)(A)(ii).* Having considered the stipulation, the case file, and the applicable law,

**IT IS ORDERED** that all claims in this action are **DISMISSED WITH PREJUDICE**.

As no disputes remain among the parties for resolution, the court renders this final judgment pursuant to Federal Rule of Civil Procedure 58.

**IT IS FURTHER ORDERED** that this action is hereby **CLOSED**.

SIGNED this 11th day of February, 2016.

  
LEE YEAKEL  
UNITED STATES DISTRICT JUDGE